

FORM PTO-1390
(REV 10-93)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

IMI-040CP3

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

08/737904INTERNATIONAL APPLICATION NO.
PCT/US94/09024INTERNATIONAL FILING DATE
05 August 1994 (05.08.94)PRIORITY DATE CLAIMED
13 August 1993 (13.08.93)TITLE OF INVENTION
T CELL EPITOPES OF RYEGRASS POLLEN ALLERGEN

APPLICANT(S) FOR DO/EO/US

Irwin J. GRIFFITH; Mei-Chang KUO; and Mohammad LUOMAN

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendemnts has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). Three (3) DPOAs enclosed (executed).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: Certificate of Express Mailing (1 sheet); Petition under 37 CFR 1.137(b) for Revival of the Above-Identified Unintentionally Abandoned Application (2 sheets); PCT Request (4 sheets); Chapter II Demand (4 sheets); Invitation to Correct Defects in the Demand (2 sheets); Response to Invitation to Correct Defects in the Demand (2 sheets); International Published Application (WO 95/06728) (110 sheets); International Search Report (5 sheets); Written Opinion (5 sheets); Response to First Written Opinion (9 sheets); International Preliminary Examination Report (6 sheets); Sequence Diskette; and postcard receipt.

(Also enclosed are checks in the amount of \$2056.00 representing the total National Fee due and \$1290.00 representing the Petition to Revive Fee, based on large entity status - see page two)

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO. PCT/US94/09024		ATTORNEY'S DOCKET NUMBER IMI-040CP3	
17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): \$910.00 Search Report has been prepared by the EPO or JPO \$880.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) \$700.00 \$680.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) \$770.00 but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$780.00 Neither international preliminary examination fee (37 CFR 1.482) nor \$1040.00 international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1010.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) \$96.00 and all claims satisfied provisions of PCT Article 33(2)-(4) \$93.00				CALCULATIONS PTO USE ONLY	
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 910.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	48 - 20 =	28	X \$22.00	\$ 616.00	
Independent claims	8 - 3 =	5	X \$80.00	\$ 400.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$250.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$2056.00	
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).				\$	
SUBTOTAL =				\$2056.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$2056.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$2056.00	
				Amount to be: refunded	\$
				charged	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ 2056.00 to cover the above fees is enclosed. <input checked="" type="checkbox"/> A check in the amount of \$1290.00 to cover the Petition to Revoke fee is also enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>12-0080</u> . A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Jane E. REMILLARD, Esq. Lahive & Cockfield 60 State Street Boston, MA 02109 United States of America phone: (617) 227-7400					
11/20/96 <i>Jane Remillard</i> SIGNATURE: Jane E. Remillard NAME				38,872 REGISTRATION NUMBER	

08/737904

IN THE UNITED STATES PATENT DESIGNATED OFFICE (DO/US)
(National Phase of International App.: PCT/US94/09024)

In re the application of: Irwin J. GRIFFITH; Mei-Chang KUO;
and Mohammad LUQMAN

Serial No.: (National Phase of PCT/US94/09024)

Filed: Herewith

For: T CELL EPITOPES OF RYEGRASS POLLEN
ALLERGEN

Attorney Docket No.: IMI-040CP3

Assistant Commissioner for Patents
BOX PCT
Washington, D.C. 20231

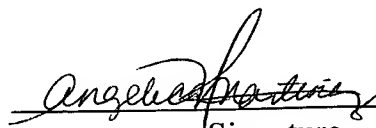
Certification Under 37 CFR 1.10

I hereby certify that the attached:

Petition under 37 CFR 1.137 (b) for Revival of the Above-Identified Unintentionally Abandoned Application (2 sheets) (2 ccs); Transmittal Letter (2 sheets); International Application as filed (116 sheets); PCT Request (4 sheets); Chapter II Demand (4 sheets); Invitation to Correct Defects in the Demand (2 sheets); Response to Invitation to Correct Defects in the Demand (2 sheets); International Published Application (WO 95/06728) (110 sheets); International Search Report (5 sheets); Written Opinion (5 sheets); Response to First Written Opinion (9 sheets); International Preliminary Examination Report (6 sheets); Three (3) Executed Declaration, Petition and Power of Attorney Documents (6 sheets each); Sequence diskette; check for \$2,056.00 (representing US National Stage filing fees based on large entity status); check for \$1,290.00 (representing the petition to revive fee based on large entity status); and postcard receipt

are being deposited by me with the United States Postal Service "Express Mail Post Office to Addressee" service, Mailing Label No. **EM558575333US**, under 37 CFR 1.10 on the date indicated below and is addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231.

Name: Angelica N. Martinez
(typed or printed)


Signature

Date: November 20, 1996

101 Rec'd PCT/PTC 20 NOV 1996